

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Marlene J. Tierney v Eugene J. Tierney**
Docket No. **263068**
L.C. No. **03-001969-DO**

Michael R. Smolenski, Judge, acting under MCR 7.211(E)(2), orders:

The motion to strike is GRANTED and the appellee's brief filed May 15, 2006 is STRICKEN. Within 14 days from the clerk's certification of this order, the appellee shall submit an amended brief that omits all references to material outside the record, presents a counter-statement of facts without argument or bias and in conformance with MCR 7.212(D)(3), and omits questions that do not directly respond to the Statement of Questions raised in appellant's brief.

The Court further orders that the motion to extend time to file reply brief is GRANTED. The reply brief shall be filed within 21 days after the appellee's amended brief is served on the appellant.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JUN 15 2006

Date

Sandra Schultz Mengel
Chief Clerk